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Attorneys for Plaintiff

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

UNITED STATES OF AMERICA,	)	No. CR 09-00096 LHK
	)	
Plaintiff,	)	STIPULATION AND <del>PROPOSED</del>
v.	)	ORDER RESCHEDULING
	)	SENTENCING HEARING FOR NELSON
NELSON ORELLANA,	)	ORELLANA TO SEPTEMBER 26, 2012
	)	
Defendant.	)	

The United States and defendant Nelson Orellana's respectfully request that defendant's sentencing hearing be rescheduled to September 26, 2012. The parties received the transcripts relating to Nelson Orellana's testimony, and have established a briefing schedule to provide Probation with the parties' positions regarding a possible obstruction charge. The parties, and Probation, believe the early submission of this information to Probation will assist Probation in its determination, and assist in making the process more efficient.

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1 Therefore, the parties, and Probation, require additional time before the defendant's sentencing.  
2 The Probation Officer is available on that date.

3 DATED: July 9, 2012

MELINDA HAAG  
United States Attorney

/S/

6 GRANT P. FONDO  
Assistant United States Attorney

/S/

8 JAMES PHILLIP VAUGHNS  
Counsel for Defendant

10 **ORDER**

11 Based upon the stipulation of the parties, and for good cause shown, the Court HEREBY  
12 ORDERS that sentencing status hearing as to Nelson Orellana is rescheduled to September 26,  
13 2012, at 9:00 a.m.

15 IT IS SO ORDERED.

16 DATED: 7/9/12

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18 LUCY H. KOH  
UNITED STATES DISTRICT JUDGE